

99510

(TCCR-24,985)



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Darren J. Daugherty, Dennis M. McCoy, Monty F. Webb, Paul A. Langer
and Kurt A. Wattelet

Serial No.: 09/481,460

Filed: January 11, 2000

Group: 2742

Examiner:

For: PRIMARY TELEPHONE LINE PROTECTOR WITH FAILSAFE

I hereby certify that this correspondence is being deposited with the
United States Postal Service as Express Mail No. EL560082270US in an
envelope addressed to Assistant Commissioner for Patents, Washington,
DC 20231 on
4-27-00
(Date of Deposit)

Roger N. Chauza
(Name of Person Mailing Document)

(Signature)
Apr 27, 2000
(Date of Signature)

Assistant Commissioner for
Patents
BOX MISSING PARTS
Washington, D.C. 20231

Dear Sir:

PROOF OF AUTHORITY OF EXECUTRIX

The Declaration for the above-identified Application was signed on behalf of the
deceased inventor, Dennis M. McCoy, by Carol G. McCoy, Executrix of his estate.

Attached is an Affidavit of Heirship filed with the clerk of a competent court.

Respectfully submitted,

HOWISON, CHAUZA, HANDLEY & ARNOTT, L.L.P.
Attorneys for Applicants

Roger N. Chauza
Registration No. 29,753

RNC/svp
P.O. Box 741715
Dallas, Texas 75374-1715
972/479-0462
April 27, 2000



AFFIDAVIT OF HEIRSHIP

Date: April 29, 1999

583087

Deceased: DENNIS MERLE McCOY

Deed 05/20/99 1576645 \$21.00

Property:

8862 Larchwood Dr., Dallas, Texas 75238

First Spouse: ANN O. McCOY

Second Spouse: CAROL G. McCOY

Affiant: CAROL G. McCOY

Affiant on oath swears that the following statements are true:

"Affiant makes this affidavit of heirship in connection with the death and heirship of Deceased and particularly in connection with the property, being more particularly described as follows:

BEING LOT 6 in BLOCK "P"/ 7316 of the TENTH INSTALLMENT of LAKE HIGHLANDS ESTATES, an Addition to the City of Dallas, according to the Map thereof recorded in Vol. 22, Page 159, Map Records, Dallas County, Texas;

"Deceased was born on March 23, 1938 at Cedar Rapids, Iowa.

"Deceased died on April 10, 1999 at Dallas, Texas at age 61, a resident of Dallas County, Texas, leaving a valid Last Will and Testament dated June 8, 1981, the original which is attached hereto marked Exhibit 'A'. Because all of the Decedent's debts, including funeral expenses and expenses of the last illness have been paid, there is no necessity for Decedent's Last Will and Testament to be probated.

"Affiant knows of no completed, pending, or contemplated administration of the estate.

"Deceased was married twice.

"Decedent was married to ANN O. McCOY in 1965. That marriage was terminated by divorce in 1975.

"No children were born to or adopted by that marriage.

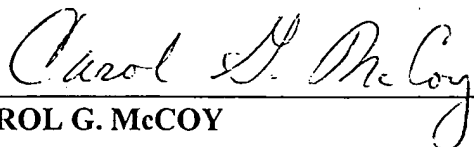
"Decedent was married to CAROL G. McCOY on July 28, 1979.

"No children were born to or adopted by that marriage.

"No children other than those named in this affidavit of heirship were born to Deceased, adopted by Deceased, or taken into the home of Deceased with the understanding of adoption. No children, grandchildren, or other direct descendants other than those named in this affidavit of heirship were born to, adopted by, or taken into the home of the deceased child of Deceased.

"Deceased's estate consists of Deceased's community one-half interest in the community property of Deceased and decedent's Spouse and separate property. The gross value of Deceased's estate, as defined for federal estate tax purposes to include all real estate, stocks, bonds, mortgages, notes, cash, life insurance on Deceased's life, jointly owned property, transfers during Deceased's life, powers of appointment, annuities, cash surrender value on life insurance owned by Deceased, and other tangible and intangible assets, does not exceed \$600,000.00. Filing is not required for any federal estate tax return or state inheritance tax return, and no federal estate taxes or state inheritance taxes are due on Deceased's estate.

"All debts of the estate have been paid. There has been no probate administration of Deceased's estate. To Affiant's best knowledge, information, and belief, the estate requires no administration. Affiant does not intend to seek any administration and knows of no administration proceedings contemplated by others."


CAROL G. McCOY

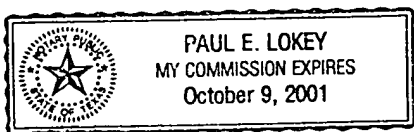
STATE OF TEXAS

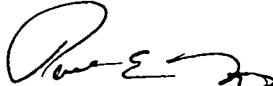
COUNTY OF DALLAS

§
§
§

BEFORE ME, the undersigned authority, on this day personally appeared **CAROL G. McCOY** and having been duly sworn, states that, to the best of her knowledge, the foregoing Affidavit of Heirship is true and correct in every respect and is a correct and complete statement of the matters to which it relates.

SUBSCRIBED AND SWORN TO BEFORE ME BY **CAROL G. McCOY** on this the 24th day of April, 1999, to certify which witness my hand and seal of office.



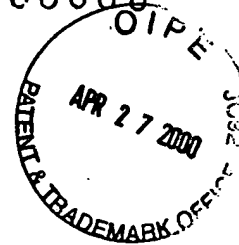


Notary Public, State of Texas

PREPARED IN THE OFFICE OF:
Paul E. Lokey & Co.
718 N. Buckner, Suite 312
Dallas, Texas 75218

AFTER RECORDING RETURN TO:
Carol G. McCoy
8862 Larchwood Dr.
Dallas, Texas 75238

52788 86066



FILED

99 MAY 19 PM 3:44

EARL BULLOCK
COUNTY CLERK
DALLAS COUNTY

Any provision herein which restricts the sale, rental, or use of the described real property because of color or race is invalid and unenforceable under federal law.

STATE OF TEXAS COUNTY OF DALLAS
I hereby certify this instrument was filed on the date and time stamped hereon by me and was duly recorded in the volume and page of the named records of Dallas County, Texas as stamped hereon by me.

MAY 20 1999



Earl Bullock
COUNTY CLERK, Dallas County, Texas



Last Will and Testament

OF

DENNIS MERLE McCOY

THE STATE OF TEXAS)
COUNTY OF DALLAS)

KNOW ALL MEN BY THESE PRESENTS:

I, DENNIS MERLE McCOY, of the County of Dallas and State of Texas, being in good health, of sound and disposing mind and memory, and above the age of Eighteen (18) years, do hereby make and publish this, my Last Will and Testament, hereby revoking all Wills and Codicils previously made by me.

ARTICLE I.

I authorize my Executrix, hereinafter named, to pay all debts out of my estate as soon after my death as can conveniently be done without the unnecessary sacrifice of any of the properties of my Estate. I give unto my Executrix full power to renew and extend any such debts upon such terms as my Executrix may determine to be proper.

ARTICLE II.

All the rest, residue and remainder of all property of which I may die seized or possessed, real, personal and mixed and wheresoever situated, including by such designation all property over which I may hold or possess a power of appointment, I hereby give, devise and bequeath unto my beloved wife, CAROL G. McCOY, in fee simple absolute.

ARTICLE III.

Should my beloved wife, CAROL G. McCOY, die prior to my death, or in the course of or as a direct result of the same accident, epidemic or other calamity as shall cause my death, or before the probating of this Will, then I give, devise and bequeath all of my property, real, personal and mixed, of every kind and description and wheresoever situated, including all choses in action and anything in and to which I may have any power of appointment

LAST WILL AND TESTAMENT
Page One

Dennis Merle McCoy
DENNIS MERLE McCOY

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unto my beloved stepson, GLENN HARRISON GUNNOE, in fee simple absolute.

In the event my said stepchild shall become entitled to his portion of the said estate prior to his reaching the age of eighteen (18) years, I direct that he be placed in the home of LOIS E. HARRISON and that she be appointed guardian of the person and estate of said child so placed to serve as such without bond until such time and as said child shall reach the age of eighteen (18) years. I further direct that the portion of my estate that would have gone to my said stepchild, GLENN HARRISON GUNNOE, so placed be handed over to LOIS E. HARRISON, and that she hold legal title to said property to be held IN TRUST, HOWEVER, for the use and benefit of the said child until said child shall have attained the age of eighteen (18) years at which time I direct that the portion so held be handed over and given to said child in fee simple absolute. I hereby authorize the Trustee, herein named, to use the income and any portion of the corpus of said trust estate as she shall in her sole discretion determine to be for the best interest of the child. I direct that the Trustee, herein named, shall be guided by the terms of the Texas Trust Act and that she serve as such without bond or other security.

ARTICLE IV.

I appoint my beloved wife, CAROL G. McCOY, to be the Independent Executrix of my Will and Estate. In the event the said CAROL G. McCOY shall fail to qualify or, having qualified, fail to complete her duties as Independent Executrix, then I appoint LOIS E. HARRISON as Alternate Independent Executrix of my Estate. I direct that no proceedings shall be had in any Court with respect to my said estate other than the probating of my Last Will and Testament and the return of an Inventory,


DENNIS MERLE McCOY

Appraisement and List of Claims. I direct that no bond be required by my Executrix.

During the period of the administration of my Estate, I authorize my Executrix to sell or otherwise dispose of any and all property comprising a part of my estate, including real property, upon such terms and conditions and for any purpose determined by her to be proper.

IN TESTIMONY WHEREOF, I have hereunto signed my name to this Last Will and Testament, typewritten on four (4) pages, including the self-proving affidavit, upon each of which I have written my name, in the presence of Jim Shub and Dave Foreman, witnesses, who at my request, signed their names as witnesses this 8th day of June, 1981.

Dennis Merle McCoy
DENNIS MERLE MCCOY

We, the undersigned persons, of lawful age, have on this day at the request of DENNIS MERLE MCCOY, witnessed his signature to the foregoing Will and Testament in the presence of the two of us, and we have at the same time and in his presence and in the presence of each other, subscribed our names as Attesting Witnesses, all on this the 8th day of June, 1981.

Jim Shub
WITNESS

Dave Foreman
WITNESS

THE STATE OF TEXAS)
COUNTY OF DALLAS)

BEFORE ME, the undersigned authority, on this day personally appeared DENNIS MERLE MCCOY, Jim Shub and Dave Foreman, known to me to be the Testator and the witnesses respectively, whose names are subscribed to the foregoing instrument in their respective capacities and all of said persons being by me duly sworn, the said DENNIS MERLE MCCOY, Testator, declared to me and to the said witnesses in my presence

LAST WILL AND TESTAMENT
Page Three

Dennis Merle McCoy
DENNIS MERLE MCCOY

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that said instrument is his Last Will and Testament and that he had willingly made and executed it as his free act and deed for the purposes therein expressed; and the said witnesses, each on his oath stated to me, in the presence and hearing of the said Testator, that the said Testator declared to them that the said instrument is his Last Will and Testament and that he executed the same as such and wanted each of them to sign it as a witness, and upon their oaths each witness stated further that they did sign the same as witnesses in the presence of the Testator and at his request; and that he was at that time eighteen years of age or over and was of sound mind; and that each of the said witnesses was then at least fourteen (14) years of age.

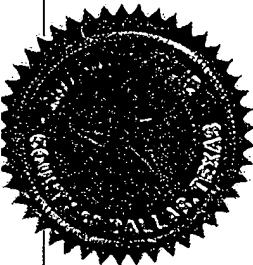
Dennis Merle McCoy
DENNIS MERLE MCCOY

Doni S. [illegible]
WITNESS

Doni [illegible]
WITNESS

SUBSCRIBED AND ACKNOWLEDGED before me by the said DENNIS MERLE MCCOY, Testator, and subscribed and sworn to before me by *Doni S. [illegible]* and *Doni [illegible]*, witnesses, this *8th* day of June, 1981.

Paul E. [illegible]
Notary Public in and for Dallas
County, Texas



Dennis Merle McCoy
DENNIS MERLE MCCOY